

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

**WELLS FARGO BANK, N.A.,**

**Plaintiff,**

**V.**

**BOUCHARD TRANSPORTATION CO.,  
INC., *in personam*; M/V EVENING  
STAR, her engines, tackle, furniture,  
apparel, appurtenances, etc., *in rem*;  
BARGE B. NO. 250, her engines, tackle,  
furniture, apparel, appurtenances, etc., *in  
rem*,**

## Defendants.

[illegible]

**Case No.** \_\_\_\_\_

**Honorable Judge** \_\_\_\_\_

**EX PARTE ORDER  
AUTHORIZING THE ISSUANCE OF  
WARRANT OF ARREST**

CAME ON FOR CONSIDERATION, Plaintiff Wells Fargo Bank, N.A. (“Wells Fargo”), Motion for Issuance of Warrant of Arrest, and the Court having reviewed the Verified Complaint in Admiralty, and having determined that the conditions for an *in rem* action appear to exist in compliance with Supplemental Admiralty Rule C and that the relief sought is proper, finds that Wells Fargo’s Motion is meritorious and should be **GRANTED**.

It is therefore, **ORDERED, ADJUDGED, and DECREED** that a Warrant of Arrest be issued against the following vessels:

1. M/V Evening Star, Official Number 1234828; and
2. Barge B. No. 250, Official Number 1235496,

as well as each Vessel's engines, apparel, furniture, equipment, appurtenances, tackle, etc. (the "Vessels").

**IT IS FURTHER ORDERED** that the United States Marshal Service for the Southern District of New York seize the Vessels, serve a copy of this Order and the Verified Complaint with

said Warrant of Arrest on the person in charge of the Vessels or her agent, and return the warrant promptly; and

**IT IS FURTHER ORDERED** that the Vessels may be released from seizure without further order of this Court if the Marshal receives written authorization from the attorney who requested the seizure, and that such attorney advises that he has conferred with all counsel representing all of the parties to the litigation and they consent to the release, if the attorney files the consent and the Court has not entered any Order to the contrary.

SIGNED at       New York       this   19   day of       June      , 2020.

      /s/ Laura Taylor Swain        
UNITED STATES DISTRICT JUDGE